IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION No.2654 of 2007

Anil Kakaji Thakare & Anr ..Applicants.

Vs.

The State of Maharashtra ..Respondent.

Mr S. V.Marwadi, Advocate for the applicants.

Ms S. D. Shinde, APP for the State.

CORAM: V.C. DAGA,J.
DATED: 22ND AUGUST, 2007.

P.C.:-

1. Heard learned counsel for the applicants and learned A.P.P.for the State.

2. Perused case papers.

3. The applicants are arrested in C.R. No.I-59 of 2007, registered with Satana Police Station, for the offence under Sections 302, 498-A, 323, 504, 506, 201 and Section 31 of the I.P.C. and Sections 3 and 12 of the Domestic Violence Act.

4. There are three dying declarations recorded. In the first dying declaration, the deceased has stated that she herself has poured kerosene on her person and set herself

on fire due to quarrel with her mother-in-law. In the second and third dying declarations, she tried to implicate the present applicants. The investigation is complete. The charge-sheet has already been filed. The applicants are agriculturists by profession, holding immovable property. Thus, the possibility of jumping bail is remote. Considering the nature of material available on record, I am inclined to grant them bail.

on following terms and conditions.

(a)The applicants-accused (i.e.Anil Kakaji Thakare and Surekha Kakaji Thakare) be released on bail in C. R.No. I-59/2007 Satana Police Station,on their furnishing personal bonds of Rs.25,000/-each with one or two sureties each in the like amount.

b] The applicants shall report to the concerned Police Station once in a week i.e. on every Saturday between 3.00 to 5.00 p.m.till the conclusion of the trial.

c] The applicants shall not, directly or

indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

d] The applicants shall co-operate with the learned Trial Judge for expeditious disposal of the case. Any attempt by the applicants to delay the trial may be a ground for cancellation of bail.

f] Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

5. Application is disposed of in above terms.

(V.C. DAGA,J.)